Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

Mr. C. A. Kunjunni Raja *(Advocate-General):* Under section 4 of the Bar Councils Act, three of the elected members of the Bar Council shall be persons of not less than ten years' practice in the High Court or Chief Court. Some doubt is expressed whether the ten years' standing should be entirely in the High Court or entirely in the Chief Court or whether it can be in both the courts together. It is to remove this doubt that this Bill is introduced and the proposal is, the practice in both the High Court and the Chief Court may be taken together into account in deciding this qualification.

Motion put and carried

Secretary to the Council: The Title of The Bill is the Cochin Bar Councils Act Amendment Bill.

Mr. C. A. Kunjunni Raja *(Advocate-General):* I request that the President may be pleased to suspend S. O. 32 and allow the Bill to be taken into consideration.

Deputy President: The Standing Order is suspended.

Mr. C. A. Kunjunni Raja *(Advocate-General):* I move that the Cochin Bar Councils Act Amendment Bill be now taken up for consideration.

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

Motion put and carried

Clause 2 put and carried

Clause 1 put and carried

Title and Preamble put and carried

Mr. C. A. Kunjunni Raja *(Advocate-General):* I move that the Bill be taken up and finally passed tomorrow.

Motion put and carried

The Government Land Grants Bill*

Mr. K. Achyuta Menon *(Diwan Peishkar):* I rise to move that the Government Land Grants Bill be read in Council.

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

Mr. K. Achyuta Menon *(Diwan Peishkar):* The object of the Bill is clearly stated in the statement of Objects and Reasons. I do not wish to add anything more. It is said there, 'It has been the practice of the Government to make grants of lands at their disposal subject to various restrictions and conditions. Such grants shall take the form of grants on ground rent, leases, licenses and

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grants with special conditions attached as in the case of the foreshore sites in front of the Shanmukham road.....' The Bill is only intended to remove some doubts with respect to the conditions inserted there.

Motion put and carried

Secretary to the Council : The Title of the Bill is The Government Land Grants Bill.

Mr. K. Achyuta Menon *(Diwan Peishkar) :* I request that the President may be pleased to suspend S. O. 32 and allow the Bill to be taken up for consideration.

Deputy President : Yes. The Standing Order is suspended.

Mr. K. Achyuta Menon *(Diwan Peishkar):* I move that the Government Land Grants Bill be taken up for consideration.

Mr. C. A. Kunjunni Raja *(Advocate-General) :* I second it.

Motion put and carried

Clauses 2 and 3 put and carried

Clause 1 put and carried

Title and Preamble put and carried

Mr. K. Achyuta Menon *(Diwan Peishkar) :* I move that the Bill be taken up and finally passed tomorrow.

Motion put and carried

The Cochin Tea Cultivation Restriction Act Amendment Bill ‡

Mr. C. A. Kunjunni Raja *(Advocate-General) :* I move that the Cochin Tea Cultivation Restriction Act Amendment Bill be read in Council.

Mr. K. P. Kannan Nayar *(Secretary to Government) :* I second it.

Mr. C. A. Kunjunni Raja *(Advocate-General) :* The statement of Objects and Reasons has made the necessity of the Act very clear. It will be seen that the Tea Cultivation Restriction Act, V of 1110 was enacted to implement the agreement entered into with the Government of India in the matter of the Tea Restriction Scheme. The Indian Act has been recently amended and it is found necessary to incorporate those changes in our Act. I have nothing further to add.

Mr. V. J. Mathai *(Planters) :* Sir, as a member representing the interest of the planters, I have been ascertaining the opinion of the different planters. Everybody knows that their number is very small, but at the same time they have been investing very large amounts. I am asked to support the Bill in its entirety and I should

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APPENDIX III

THE COCHIN CODE OF CIVIL PROCEDURE (AMENDMENT) BILL

Preamble.—Whereas it is deemed expedient to further amend the Code of Civil Procedure, 1111, to exempt from attachment compassionate gratuities allowed to the families of deceased Government servants; It is hereby enacted as follows:—

1. *Short title and commencement.*—This Act may be called the Cochin Code of Civil Procedure (Amendment) Act, and it shall come into force at once.

2. *Amendment to section 52.*—In clause (*g*) of sub-section (1) of section 52 of the Cochin Code of Civil Procedure, 1111, between the words "Government" and "and" insert a comma and the following words.—

"compassionate gratuities allowed to the families of deceased Government servants under the Cochin Service Regulations."

APPENDIX IV

THE COCHIN BAR COUNCIL ACT (AMENDMENT) BILL

Preamble.—Whereas it is expedient to amend the Cochin Bar Council Act, XXI of 1113; It is hereby enacted as follows.—

1. *Short title and commencement.*—This Act may be called the Cochin Bar Council (Amendment) Act, of 111 and it shall come into force at once.

2. *Amendment to section 4.*—In sub-section (2) of section 4 of the Cochin Bar Council Act, XXI of 1113, substitute a comma for the fullstop and add the following.—

"or in both the courts together."

APPENDIX V

THE GOVERNMENT LAND GRANTS BILL

Preamble.—Whereas it is deemed expedient to remove all doubts as to the power of Government to impose limitations and restrictions upon grants and other transfers of land made by it or under its authority ; It is hereby enacted as follows.—

1. (*1*) *Sort title, extent and commencement.*—This Act may be called the Government Land Grants Act of 111 .

(*2*) It extends to the whole of Cochin State and shall come into force at once.

2. *Transfer of Property Act and Tenancy Act not to apply to Government grant.*—Nothing contained in the Cochin Transfer of Property Act, XVII of 1111 or in the Cochin Tenancy Act, XV of 1113, shall apply or be deemed ever to have applied to any grant or other transfer of land or of any interest therein heretofore made or hereafter to be made by or on behalf of Government to, or in favour of, any person whomsoever; but every such grant and transfer shall be construed and take effect as if the said Acts had not heen passed.

3. *Grants to take effect according to their tenor.*—All provisions, restrictions, conditions and limitations ever contained in any such grant or transfer as aforesaid shall be valid and take effect according to their tenor anv rule of law, statute or enactment to the contrary notwithstanding.

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